

Attorney's Docket No. 0767-003001 / 870-F 51299-La

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Michel Lesimple
Patent No. : 5,800,057
Issue Date : September 1, 1998
Serial No. : 09/648,588
Filed : August 25, 2000
Title : DRIVING HEAD FOR STIRRER CANS

Art Unit : 1723
Examiner : C. Cooley

Commissioner for Patents
Washington, D.C. 20231

SUPPLEMENTAL DECLARATION PURSUANT TO 37 C.F.R. §1.175

I, Michel Lesimple, declare that I believe that I am the original and first inventor of the subject matter that is described and claimed in the United States Patent No. 5,800,057 for which I solicit a reissue patent; that I have reviewed and understand the contents of the above identified reissue application, including its specification and claims; that I acknowledge the duty to disclose all information of which I am aware that is material to the examination of this reissue application in accordance with Title 37, Code of Federal Regulations (CFR), §1.56; that the aforesaid patent is partly inoperative by reason of claiming less than I had the right to claim in the patent; and that said inoperativeness is a result of error that arose inadvertently and without any deceptive intention.

The patent claims less than I had a right to claim, in that the specification of the issued patent discloses an invention that is broader than what is claimed. One error relied upon as the basis of this reissue application was that of originally filing claims directed to subject matter that was narrower than I had a right to claim. Claims 1, 11 and 12 are the independent claims in the patent. Claim 1 recites a driving head for a stirring can, the stirrer can comprising a rotatable plate having upwardly projecting fingers. Claim 11 recites a can with a spring. Claim 12 recites a cabinet for stirrer cans, the cabinet comprising a plurality of hollow shelves. The specification, on the other hand, more broadly describes the invention of systems for stirring paint and paint stirring heads including a downwardly extending inference arm that prevents rotation of a paint can by interfering with or engaging its cover. This error and any and all other errors being corrected in the reissue application as of the filing date of this declaration, including all errors that were not covered by the prior declaration submitted in the application, arose without deceptive intention on the part of the applicant.

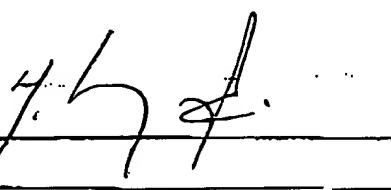
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I declare that all statement made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of inventor: MICHEL LESIMPLE

Inventor's signature: 

Date: 20th of march 2002

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